

**IN THE UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF OHIO**

IN RE:

CASE NO. 18-50233

MYRON S. LUCAN

CHAPTER 13

DEBTOR

JUDGE ALAN M. KOSCHIK

**MOTION TO MODIFY CHAPTER 13  
PLAN AFTER CONFIRMATION**

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The Debtor, Myron S. Lucan, by and through his attorney, Andrew M. Korduba, hereby moves this court to modify his Chapter 13 plan as follows:

1. The Debtor's Chapter 13 plan presently calls for him to pay \$1,477.00 per month to the Trustee for 60 months, which is 100% to unsecured creditors.
2. Creditor OneMain has filed a claim in the amount of \$9,315.45, being claim no. 1. This claim is for a secured title loan against Debtor's vehicle at an interest rate of 25%.
3. Under the proposed modified Chapter 13 plan, Debtor would increase his plan payment to \$1,673 per month for the remainder of his Plan and thereby pay **the full claim** of creditor, OneMain, through the Plan, together with interest at the rate of 6.5% as mandated by In re Till, 541 U.S. 465,124 S Ct.1951
4. The modified plan would still provide 100% to unsecured creditors.

WHEREFORE, Debtor prays that he be permitted to amend his plan pursuant to 11 U.S.C. §1329.

Respectfully submitted,

/s/ Andrew M. Korduba  
Andrew M. Korduba #0069786  
Attorney for Debtor  
669 W. Liberty St.  
Medina, Ohio 44256  
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(330) 725-3638 Fax  
[amkbankruptcy@yahoo.com](mailto:amkbankruptcy@yahoo.com)

**NOTICE**

**Pursuant to LBR 9013-3 Notice is hereby given that any response or objection must be filed within twenty-one (21) days, or such other time as specified by applicable Federal Rule of Bankruptcy Procedure or statute as the Court may order, and that the Court is authorized to grant the relief requested without further notice unless a timely objection is filed.**

**Certificate of Service**

I certify that on June 12, 2018, a true and correct copy of the foregoing was served:  
Via the court's electronic filing system on these entities and individuals who are listed on the Court's Electronic Mail Notice list:

Office of the United States Trustee  
\*\* electronic notification\*\*

Keith L. Rucinski, Trustee  
[krucinski@ch13akron.com](mailto:krucinski@ch13akron.com)

Stephen R. Franks, Esq.  
\*\* electronic notification\*\*

And by regular U.S. mail, postage prepaid, on:

OneMain  
PO Box 3251  
Evansville, IN 47731-3251

Myron S. Lucan  
308 Sheri Drive  
Brunswick, OH 44212

/s/ Andrew M. Korduba  
Andrew M. Korduba  
Attorney for Debtor

## **NOTICE OF MOTION TO MODIFY CHAPTER 13 PLAN**

The Debtor(s) have filed papers with the Court to modify their Chapter 13 plan after confirmation. Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one).

If you do not want the court to grant the modification, or if you want the court to consider your views on the motion, then on or before **July 3, 2018** you or your attorney must file with the court a written request for a hearing and a written answer explaining your position at the office of the Clerk of Bankruptcy Court, 455 U.S. Courthouse, 2 South Main Street, Akron, Ohio 44308. If you mail your request to the court for filing, you must mail it early enough so that the court will receive it on or before the date stated above.

You must also mail a copy to:

**Debtor's Attorney**

Andrew M. Korduba  
669 W. Liberty St.  
Medina, Ohio 44256

**Chapter 13 Trustee**

Keith L. Rucinski  
One Cascade Plaza, Ste. 2020  
Akron, Ohio 44308

If you or your attorney do not take these steps, the court may decide that you do not oppose the relief sought in the motion and may enter an order granting that relief.

Date: June 12, 2018

/s/ Andrew M. Korduba  
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